

INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING
FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY
CORPS OF ENGINEERS

DISTRICT OFFICE: New York District
FILE NUMBER: 2002-00834
REGULATORY PROJECT MANAGER: Brian A. Orzel **Date:** 2/10/04
PROJECT REVIEW/DETERMINATION COMPLETED: **In the office (Y/N)** N **Date:**
At the project site (Y/N) Y **Date:** 8/21/02

PROJECT LOCATION INFORMATION:

State: New York
County: Orange
Center coordinates of site by latitude & longitude coordinates: 41-21-27 N 74-13-19 W
Approximate size of site/property (including uplands) in acres: 78.859
Name of waterway or watershed: Unnamed Tributary to Youngs Brook

Type of Aquatic Resource ¹ :	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Mudflat									
Sandflat									
Wetlands	X								
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (identify type)									

¹Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able to Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?			X		
Is or would be used as habitat by other migratory birds that cross state lines?			X		
Is or would be used as habitat for endangered species?				X	
Is used to irrigate crops sold in interstate commerce?		X			

¹Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary Or Approved X

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., discussion may include information reviewed to assess potential navigation or interstate commerce connections - 1 to 3 paragraphs):

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CORPS OF ENGINEERS

DISTRICT OFFICE: New York District
FILE NUMBER: 2003-00041
REGULATORY PROJECT MANAGER: Brian A. Orzel **Date:** 2/10/04
PROJECT REVIEW/DETERMINATION COMPLETED: **In the office (Y/N)** N **Date:**
At the project site (Y/N) Y **Date:** 5/13/03

PROJECT LOCATION INFORMATION:

State: New York
County: Orange
Center coordinates of site by latitude & longitude coordinates: 41-23-49 N 74-34-11 W
Approximate size of site/property (including uplands) in acres: 55.9
Name of waterway or watershed: Unnamed Tributary to Shawangunk Kill

Type of Aquatic Resource ¹ :	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Mudflat									
Sandflat									
Wetlands		X							
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (identify type)									

¹Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able to Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?			X		
Is or would be used as habitat by other migratory birds that cross state lines?			X		
Is or would be used as habitat for endangered species?				X	
Is used to irrigate crops sold in interstate commerce?		X			

¹Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary Or Approved **X**

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., discussion may include information reviewed to assess potential navigation or interstate commerce connections - 1 to 3 paragraphs):

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DISTRICT OFFICE: New York District
FILE NUMBER: 2003-00019
REGULATORY PROJECT MANAGER: Andrew Dangler **Date:** 2/12/04
PROJECT REVIEW/DETERMINATION COMPLETED: **In the office (Y/N)** N **Date:**
At the project site (Y/N) Y **Date:** 10/2/03

PROJECT LOCATION INFORMATION:

State: New York
County: Albany
Center coordinates of site by latitude & longitude coordinates: 42-44-34, 74-43-2
Approximate size of site/property (including uplands) in acres: 49.3
Name of waterway or watershed: Unnamed Tributary

Type of Aquatic Resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Mudflat									
Sandflat									
Wetlands	X								
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (identify type)									

¹Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able to Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?			X		
Is or would be used as habitat by other migratory birds that cross state lines?			X		
Is or would be used as habitat for endangered species?				X	
Is used to irrigate crops sold in interstate commerce?		X			

¹Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary Or Approved X

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DISTRICT OFFICE: New York District
FILE NUMBER: 2002-01359
REGULATORY PROJECT MANAGER: Brian A. Orzel **Date:** 2/27/04
PROJECT REVIEW/DETERMINATION COMPLETED: **In the office (Y/N)** N **Date:**
At the project site (Y/N) Y **Date:** 11/21/02

PROJECT LOCATION INFORMATION:

State: New York
County: Orange
Center coordinates of site by latitude & longitude coordinates: 41-27-10 N 74-19-31 W
Approximate size of site/property (including uplands) in acres: 79.5
Name of waterway or watershed: Wallkill River

Type of Aquatic Resource ¹ :	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Mudflat									
Sandflat									
Wetlands	X								
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (identify type)									

¹Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able to Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?			X		
Is or would be used as habitat by other migratory birds that cross state lines?			X		
Is or would be used as habitat for endangered species?				X	
Is used to irrigate crops sold in interstate commerce?		X			

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TYPE OF DETERMINATION: Preliminary Or Approved X

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DISTRICT OFFICE: New York District
FILE NUMBER: 2003-00275
REGULATORY PROJECT MANAGER: Brian A. Orzel **Date:** 2/27/04
PROJECT REVIEW/DETERMINATION COMPLETED: **In the office (Y/N)** N **Date:**
At the project site (Y/N) Y **Date:** 10/29/03

PROJECT LOCATION INFORMATION:

State: New York
County: Orange
Center coordinates of site by latitude & longitude coordinates: 41-32-24 N 74-01-30 W
Approximate size of site/property (including uplands) in acres: 52.45
Name of waterway or watershed: Unnamed Tributary to Hudson River

Type of Aquatic Resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Mudflat									
Sandflat									
Wetlands	X								
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (identify type)									

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Migratory Bird Rule Factors ¹	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able to Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?			X		
Is or would be used as habitat by other migratory birds that cross state lines?			X		
Is or would be used as habitat for endangered species?				X	
Is used to irrigate crops sold in interstate commerce?		X			

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TYPE OF DETERMINATION: Preliminary Or Approved X

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